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JUN 10 2009

OFFICE OF PETITIONS

In re Application of :
Brian John Cragun, et. al. :
Application No. 10/050,385 : ON PETITION
Filed: January 16, 2002 :
Attorney Docket No. ROC920010255US1 :

This is a decision on the renewed petition under 37 CFR 1.137(b), filed on December 22, 2008, to revive the above-identified application.

In response to the decision mailed October 21, 2008, petitioner submits the present renewed petition along with a Statement under 37 CFR 3.73(b) filed on December 22, 2008.

Petitioner argues that "Examiner Popovici indicated that the drawings submitted on 4/25/07 were acceptable, thus the Petitioner has satisfied the corrected drawing requirement".

A review of the record shows that the Notice of Allowability mailed June 15, 2007 indicated that corrected drawings (as "replacement sheets") must be submitted, including changes required by the Examiner's Amendment/Comment or in the Office action of Paper No./Mail Date January 25, 2007. However, in the detailed action of the Notice of Allowability, the drawings filed on April 25, 2007 were accepted.

Petitioner should note that the changes made in the drawings filed on April 25, 2007, (i.e. inserting "G" in Figure 2e and "F" in Figure 2f), are acceptable. However, petitioner must submit corrected drawings with Identifying indicia such as the application number (see 37 CFR 1.84c) written on the drawings on the front of each sheet. Additionally, replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d) (Please see Notice of Allowability dated 6/15/07 item # 5(b) and the sentence in bold below it).

In view of the above, petitioner's argument has been considered but the result is the same. The petition is again **dismissed**.

Since petitioner complied with the requirements of 37 CFR 3.73(b) on December 22, 2008, the Power of Attorney and Correspondence Address Indication Form filed on November 15, 2007 has been accepted and made of record.

Any request for reconsideration of this decision must be submitted within **TWO (2) MONTHS** from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) is permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** a final agency action within the meaning of 35 U.S.C. § 704.

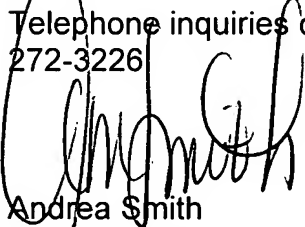
Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITION
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The centralized facsimile number is (571) 273-8300.

Correspondence regarding this decision may also be filed through the electronic filing system of the USPTO.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226



Andrea Smith
Petitions Examiner
Office of Petitions



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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/050,385	01/16/2002	Brian John Cragun	ROC920010255US1

CONFIRMATION NO. 6187

POA ACCEPTANCE LETTER

50441
DUFT BORNSSEN & FISHMAN, LLP
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Date Mailed: 06/03/2009

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 11/15/2007.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

/amsmith/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101